

FISH AND SHELLFISH

29870. Anchovies. (F.D.C. No. 50443. S. Nos. 60-281/5 A.)

QUANTITY: 493 cases, each containing 100 cans, at Los Angeles, Calif.

SHIPPED: 6-1-64, from Portimao, Portugal, by Sociedade Peninsular de Importacao & Exportacao, Lda.

LABEL IN PART: (Can) "Dainty Flat Fillet of Anchovies * * * Product of Portugal Net Weight 2 Oz. Avoir, * * * Importe Du Packed in Prepareen, Portugal."

RESULTS OF INVESTIGATION: The article was between approximately 3.5 percent and 4.5 percent short weight.

LIBELED: 8-17-64, S. Dist. Calif.

CHARGE: 403(e) (2)—when shipped, the label of the article failed to contain an accurate statement of the quantity of contents.

DISPOSITION: 12-3-64. Consent—claimed by Mailliard & Schmiedell, San Francisco, Calif., for reshipment to original shipper.

29871. Frozen halibut. (F.D.C. No. 50831. S. No. 81-703 A.)

QUANTITY: 16 unlabeled boxes, containing approximately 2,412 lbs., at Monmouth Beach, N.J.

SHIPPED: 6-26-64, from New York, N.Y.

LIBELED: On or about 11-17-64, Dist. N.J.

CHARGE: 402(a) (3)—contained decomposed fish while held for sale.

DISPOSITION: 12-23-64. Default—destruction.

29872. Frozen perch fillets. (F.D.C. No. 49636. S. No. 8-210 X.)

QUANTITY: 6 cases, each containing 5 unlabeled 10-lb. ctns., and 1 case, containing 4 unlabeled 10-lb. ctns., at Boston, Mass.

SHIPPED: These fillets were from fish caught by the fishing vessel "Ethelena" in the waters of the Atlantic Ocean outside the territorial limits of the State of Massachusetts, and landed at Boston, Mass., on 10-16-63.

LABEL IN PART: (Case) "Turner Fish * * * Perch F."

LIBELED: 12-11-63, Dist. Mass.

CHARGE: 402(a) (3)—contained parasitic copepods when shipped.

DISPOSITION: 4-10-64. Default—destruction.

29873. Breaded pollock fillets. (F.D.C. No. 49432. S. No. 60-023 X.)

QUANTITY: 206 cases, each containing 9 5-lb. 2-oz. pkgs., at Sioux City, Iowa.

SHIPPED: Between 1-12-63 and 3-13-63, from Detroit, Mich., by F. W. Bryce, Inc.

LABEL IN PART: (Case) "F. W. Bryce, Inc. * * * Breaded Haddock Portion"; and (pkg.) "Breaded Haddock."

RESULTS OF INVESTIGATION: Examination showed that the article consisted of breaded portions of fish prepared from pollock, not haddock, as stated in the label.

LIBELED: 10-29-63, N. Dist. Iowa.

CHARGE: 402(b)(2)—when shipped, pollock had been substituted in whole or in part for haddock; 403(a)—the label statements "Haddock" were false and misleading as applied to products consisting of portions of fish prepared from pollock, not haddock; 403(b)—portions of pollock had been offered for sale under the name of another food, namely, haddock; 403(e)(1)—the article failed to bear a (pkg.) label containing the name and address of the manufacturer, packer, or distributor; 403(i)(2)—the labels of the article failed to bear the common or usual name of each ingredient.

DISPOSITION: 11-11-63. Claimed by Stoller Fisheries, Inc., Spirit Lake, Iowa. Segregated and relabeled; 6 cases denatured.

29874. Canned tunafish. (F.D.C. No. 50271. S. No. 94-384 A.)

QUANTITY: 13 cases, each containing 12 4-lb. 2½-oz. cans, at Alton, Ill.

SHIPPED: Prior to 1-14-64, from New York, N.Y.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing chemical decomposition.

LIBELED: 8-7-64, S. Dist. Ill.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 9-14-64. Default—destruction.

29875. Canned tunafish. (F.D.C. No. 50598. S. Nos. 9-944 A, 11-713 A.)

QUANTITY: 41 cases, each containing 12 4-lb. 2½-oz. cans, at Arlington, Va.

SHIPPED: 5-6-64, from New York, N.Y.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing chemical decomposition.

LIBELED: 9-29-64, E. Dist. Va.

CHARGE: 402(a)(3)—contained decomposed tunafish while held for sale.

DISPOSITION: 11-5-64. Default—destruction.

29876. Canned frozen oysters. (F.D.C. No. 50245. S. No. 66-584 A.)

QUANTITY: 198 cases, each containing 12 12-oz. cans, at Minneapolis, Minn.

SHIPPED: 9-5-63, from Tilghman, Md., by the Tilghman Packing Co.

LABEL IN PART: (Can) "Tilghman Brand Frozen Oysters * * * Packed By The Tilghman Packing Co., Tilghman, Maryland."

RESULTS OF INVESTIGATION: Examination showed the average drained liquid to be 49.7 percent of the article.

LIBELED: 6-30-64, Dist. Minn.

CHARGE: 402(b)(2)—when shipped, water had been substituted in part for oysters; 403(a)—the label statement "Oysters" was false and misleading as applied to a product consisting in part of water; and 403(i)(2)—the article was fabricated from two or more ingredients and its label failed to bear the common or usual name of each ingredient, since added water had not been declared.

DISPOSITION: 8-13-64. Consent—claimed by Tilghman Packing Co., for re-processing and relabeling.

29877. Canned shrimp. (F.D.C. No. 50527. S. No. 56-255 A.)

QUANTITY: 66 cases, each containing 24 4½-oz. cans, at Omaha, Nebr.